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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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EXAMINER

MCPHERSON, JOHN A

ART UNIT

PAPER NUMBER

1721

NOTIFICATION DATE

DELIVERY MODE

11/17/2010

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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DETAILED ACTION

Response to Amendment

1. This Office Action is responsive to the Amendment filed 9/13/10.
2. The Amendment filed 9/13/10 successfully overcomes the objections set forth in paragraph 1 of the Office Action mailed 6/11/10. Accordingly, this objection is withdrawn.

Claim Rejections - 35 USC § 112

3. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claims 2, 3, 8 and 9 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

In claim 2, line 3, there is now a period(.) after "radiation" (which was not present in claim 2 as filed, even though the claim is labeled "original"). This extra period should be removed so that the claim is presented as a single sentence (i.e. so that the temperature range limitation after the first period is clearly part of the claim). Claim 3 is included in this rejection only because it alternatively depends from indefinite claim 2

Claim 8 recites the limitation "the side chain" in lines 2-3. There is insufficient antecedent basis for this limitation in the claim. This rejection could be overcome by correcting "the" side chain to --a-- side chain.

Claim 9, line 3, presents the limitation "the following formula (1-1) to formula (1 to 3)". However, the claim does not present a "formula (1 to 3)", but instead presents a "formula (1-3)" [see lines 8-9] . This rejection could be overcome by correcting formula "(1 to 3)" to formula --(1-3)--.

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1-3, 5, 6, 8 and 9 are rejected under 35 U.S.C. 103(a) as being unpatentable over JP 2003-295432 [reference 6 of the Information Disclosure Statement filed 2/24/10] (JP '432) in view of JP 2002-107534 [reference 1 of the Information Disclosure Statement filed 2/24/10] (JP '534) for the reasons of record as set forth in paragraph 2 of the Office Action mailed 6/11/10, and as further discussed below.

Allowable Subject Matter

5. Claim 4 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Response to Arguments

6. Applicant's arguments filed 9/13/10 have been fully considered but they are not persuasive.

With respect to the 35 USC 103 rejection over JP '432 in view of JP '534, Applicant argues that JP '534 does not disclose the concept of performing an exposure to ultraviolet light with heating at the same time. However, because the lower end of the temperature range for "heating" in claim 1 of the present invention is 20°C (i.e. room temperature), it is the position of the Examiner that the irradiation step of JP '534 does meet this limitation. Note that Example 7 of the present invention exemplifies an embodiment wherein post curing proceeds according at condition 5, which utilizes irradiation with a plate temperature of "---" (i.e. without heating, corresponding to room temperature, which is 20°C). Therefore, as defined in the present specification, irradiating at room temperature is included within the scope of irradiating while "heating" [to 20°C] at the same time. The Examiner notes that dependent claim 4, which presents the further limitation "ultraviolet irradiation is irradiated on the developed coating film under heating at 25°C to 40°C (i.e. above room temperature), is not include in this rejection.

Furthermore, Applicant argues claim 1 as amended requires that the alkali soluble resin contains a molecular chain having a polymerizable double bond in the molecule. However, this limitation is disclosed in paragraph [0021] of JP '432, along with the expected benefit of raised bridge construction efficiency which is attributed thereto.

Conclusion

7. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to John A. McPherson whose telephone number is (571) 272-1386. The examiner can normally be reached on Monday through Friday, 8:00 AM to 4:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mark Huff can be reached on (571) 272-1385. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 1721

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/John A. McPherson/
Primary Examiner, Art Unit 1721

JAM
11/11/10